

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT NEW YORK**

**VIACOM INTERNATIONAL INC., a
Delaware corporation,**

Plaintiff,

v.

**SPECIAL PRODUCTIONS, INC.
and MICHAEL DAVIDS a/k/a
MICHAEL H. DEMOS,**

Defendants.

No.: 07 Civ. 9237 (PKC)

**NOTICE OF MOTION FOR
DEFAULT JUDGMENT**

PLEASE TAKE NOTICE that, upon the annexed affidavit of Marcia B. Paul, sworn to February 27, 2007, together with the exhibits thereto, the memorandum of law in Support of Plaintiff's Application for a Default Judgment, and all prior pleadings and proceedings heretofore had herein, plaintiff Viacom International Inc. ("Viacom"), by its undersigned attorneys, will move this Court before the Honorable P. Kevin Castel, United States District Judge, in Courtroom 12C of the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, New York, New York, on March 21, 2008 at 9 am, or such other time and place as the Court may direct, for a Default Judgment against defendants Special Productions, Inc. and Michael Davids, a/k/a Michael H. Demos pursuant to Federal Rules of Civil Procedure 55(b) and Local Civil Rule 55.2:

1. For a permanent injunction prohibiting defendants and any of them and/or their officers, directors, agents, servants, employees, licensees and assigns, and all persons firms or corporations acting in concert or participation with them, including but not limited to Ray Grimard and Special Productions Inc. of Florida, a corporation organized and existing under the laws of Florida, from (1) using the SPONGEBOB SQUAREPANTS; DORA THE EXPLORER; GO, DIEGO, GO!; JIMMY NEUTRON; RUGRATS; and THE WILD THORNBERRYS names and trademarks or any colorable imitations of the trademarks, on and in connection with the manufacture, advertisement, promotion, distribution and/or sale of any goods or services; (2) doing any act or thing calculated or likely to cause

confusion or mistake in the minds of members of the public, or prospective customers of Viacom's products or services, as to the source of the products or services offered for sale, distributed, or sold, or likely to deceive members of the public, or prospective customers, into believing that there is any connection between defendants and Viacom or that defendants are acting under the authority of Viacom; and (3) committing any of the acts which will or are likely to tarnish, blur, or dilute the distinctive quality of the famous and distinctive Viacom trademarks.

2. For a permanent injunction under 17 U.S.C. § 502, prohibiting defendants and their respective officers, directors, agents, servants, employees, licensees and assigns, and all persons, firms or corporations acting in concert or participation with them, from infringing in any manner any of the Viacom copyrights as set forth in Schedule A attached herewith.
3. For statutory damages pursuant to 17 U.S.C. § 504(c)(1) in the amount of \$21,750.
4. For an order awarding plaintiff attorneys' fees and costs pursuant to 17 U.S.C. § 505 and 15 U.S.C. § 1117, in the amount of \$36,777.40.
5. To order the Clerk of the Court to close this case and remove this action from the docket, without prejudice to plaintiff's ability to enforce this Default Judgment, or to reopen this matter to pursue sanctions for any violations of this Default Judgment.

Dated: New York, New York
February 28, 2008

DAVIS WRIGHT TREMAINE LLP

By: Marcia B. Paul
Marcia B. Paul (MBP 8427)
Christopher J. Robinson (CR 9165)

1633 Broadway
New York, New York 10019-6708
Phone (212) 489-8230

Attorneys for Plaintiff Viacom International Inc.

SCHEDULE A

Copyright MarkTitle

Dora the Explorer
Dora the Explorer
Dora the Explorer
Dora the Explorer
Dora the Explorer

(Mighty Mouse) greeting card. No. 10CN956. By aNorcross, Inc.
Boots.
Boots's backpack book.
DORA THE EXPLORER - Animal Adventures
DORA THE EXPLORER Episode - Choo Choo

Dora the Explorer
Dora the Explorer
Dora the Explorer
Dora the Explorer

DORA THE EXPLORER Episode - The Big Red Chicken
DORA THE EXPLORER Episode #121 - "El Coqui"
DORA THE EXPLORER Episode #122 - "The Chocolate Tree"
DORA THE EXPLORER Episode #125 - "To the Treehouse"

Dora the Explorer
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DORA THE EXPLORER Home Video - Dance to The Rescue
DORA THE EXPLORER Home Video - Dora' Halloween
DORA THE EXPLORER Home Video - Dora' Pirate Adventure
DORA THE EXPLORER Home Video - Egg Hunt
DORA THE EXPLORER Home Video - It's a Party
DORA THE EXPLORER Home Video - Meet Diego
DORA THE EXPLORER Home Video - Super Babies
DORA THE EXPLORER Home Video - Super Silly Fiesta!
DORA THE EXPLORER Home Video - Swing Into Action
DORA THE EXPLORER Home Video - Wish On A Star

Dora the Explorer
Dora the Explorer
Dora the Explorer
Dora the Explorer

DORA THE EXPLORER - Musical School Days
DORA THE EXPLORER - Shy Rainbow
DORA THE EXPLORER - We're a Team!
DORA THE EXPLORER - World Adventure!

Status
Registration No.
Registration Date

Registered RE-331-441 2/6/1987
Registered TX-5-744-515 5/1/2003
Registered TX-5-926-107 12/12/2002
Registered PA 1-376-065 4/20/2007
Registered PA 1-001-488 9/14/2000

Registered PA 1-001-485 9/14/2000
Registered PA 1-038-730 5/15/2001
Registered PA 1-038-734 5/15/2001
Registered PA 1-038-733 5/15/2001

Registered PA1-313-139 11/18/2005
Registered PA1-236-319 8/16/2004
Registered PA1-236-128
Registered PA1-236-125
Registered PA1-294-126
Registered PA1-236-123
Registered PA1-278-925
Registered PA1-236-377
Registered PA 1-047-244
Registered PA 1-047-243

Registered PA 1-379-864 6/1/2007
Registered PA 1-376-122 4/20/2007
Registered PA 1-379-863 6/1/2007
Registered PA 1-379-862 6/1/2007

Copyright Mark

<u>Copyright Mark</u>	<u>Title</u>	<u>Status</u>	<u>Registration No.</u>	<u>Registration Date</u>
Dora the Explorer	Dora the Explorer - Back to School Fall 2006	Registered	VAu720-300	11/17/2005
Dora the Explorer	Dora the Explorer - Character Art	Registered	VAU664-553	4/4/2005
Dora the Explorer	Dora the Explorer - Character Art 2006	Registered	VAu664-551	4/4/2005
Dora the Explorer	Dora the Explorer - Dora's Pirate Adventure Character Art	Registered	VAU-632-980	8/16/2004
Dora the Explorer	Dora the Explorer - Dora's World Adventure! Styleguide (2006)	Registered	VAU693-890	11/17/2005
Dora the Explorer	Dora the Explorer - Fall 2001 Styleguide	Registered	VAu509-660	2/23/2001
Dora the Explorer	Dora the Explorer - Fall 2003 Styleguide	Registered	VA1-239-970	
Dora the Explorer	Dora the Explorer - Spring 2003 Styleguide	Registered	VA1-239-974	
Dora the Explorer	Dora the Explorer - Spring 2005 Apparel Guide	Registered	VAu619-635	3/12/2004
Dora the Explorer	Dora the Explorer - Winter Adventures - Fall 2007/Character Art	Registered	VAu735-240	
Go, Diego! Go!	GO DIEGO GO! Diego In Action! Spring 2008 - Character Art	Registered	VAu743-729	3/26/2007
Go, Diego! Go!	GO DIEGO GO! Diego Saves Christmas	Registered	PA 1-366-227	1/16/2007
Go, Diego! Go!	GO DIEGO GO! The Great Jaguar Rescue DVD	Registered	PA 1-378-886	2/14/2007
Go, Diego! Go!	Go Diego Go! - Go Diego Go! Launch Kit	Registered	VAU-674-458	6/10/2005
Go, Diego! Go!	Go Diego Go! - Spring 2007	Registered	VAU669-654	3/1/2006
Go, Diego! Go!	Go Diego Go! - Styleguide	Registered	VAU688-667	9/23/2005
SpongeBob SquarePants	SPONGEBOB SQUAREPANTS Home Video - Fear of a Krabby Patty	Registered	PA1-278-924	8/26/2005
SpongeBob SquarePants	SPONGEBOB SQUAREPANTS - Season 4 Volume 2	Registered	PA 1-383-875	2/14/2007

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SquarePants	Blower/Tea at the Treedome			
SpongeBob	SPONGEBOB SQUAREPANTS Episode #002 - Bubblestand/Ripped	Registered	PA 988-564	6/9/2000
SquarePants	Pants			
SpongeBob	SPONGEBOB SQUAREPANTS Episode #003 - Jellyfishing/Plankton	Registered	PA 988-566	6/9/2000
SquarePants				
SpongeBob	SPONGEBOB SQUAREPANTS Episode #004 - Naughty Nautical	Registered	PA 1-026-760	11/21/2000
SquarePants	Neighbor / Boating School			
SpongeBob	SPONGEBOB SQUAREPANTS Episode #005- Home Sweet	Registered	PA 1-026-770	11/21/2000
SquarePants	Pinapple/Pizza Delivery			
SpongeBob	SPONGEBOB SQUAREPANTS Episode #006 - Mermaidman and	Registered	PA 1-026-771	11/17/2000
SquarePants	Barnacleboy/Pickles			
SpongeBob	SPONGEBOB SQUAREPANTS Episode #007 - Hall Monitor/Jellyfish	Registered	PA 1-026-759	11/17/2000
SquarePants	Jam			
SpongeBob	SPONGEBOB SQUAREPANTS Episode #008 - Sandy's	Registered	PA 1-026-761	11/17/2000
SquarePants	Rocket/Squeaky Boots			
SpongeBob	SPONGEBOB SQUAREPANTS Episode #009 - Nature	Registered	PA 1-026-762	11/17/2000
SquarePants	Pants/Opposite Day			
SpongeBob	SPONGEBOB SQUAREPANTS Episode #010 - Culture Shock/F.U.N.	Registered	PA 1-026-764	11/17/2000
SquarePants				
SpongeBob	SPONGEBOB SQUAREPANTS Episode #80	Registered	PAu3-095-165	2/2/2007
SquarePants				
SpongeBob	SPONGEBOB SQUAREPANTS Episode #81	Registered	PAu3-095-163	2/2/2007
SquarePants				
SpongeBob	SPONGEBOB SQUAREPANTS Episode #82	Registered	PAu3-095-161	2/2/2007
SquarePants				
SpongeBob	SPONGEBOB SQUAREPANTS Episode #83	Registered	PAu3-095-167	2/2/2007
SquarePants				
SpongeBob	SPONGEBOB SQUAREPANTS Episode #84	Registered	PAu3-098-859	2/2/2007
SquarePants				

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SpongeBob SquarePants	SPONGEBOB SQUAREPANTS Episode #85	Registered	PAu3-095-166	2/2/2007
SpongeBob SquarePants	SPONGEBOB SQUAREPANTS Episode #86	Registered	PAu3-098-858	2/2/2007
SpongeBob SquarePants	SPONGEBOB SQUAREPANTS Episode #87	Registered	PAu3-095-162	2/2/2007
SpongeBob SquarePants	SPONGEBOB SQUAREPANTS Episode #88	Registered	PAu3-095-170	2/2/2007
SpongeBob SquarePants	SPONGEBOB SQUAREPANTS Episode #89	Registered	PAu3-098-929	3/2/2007
SpongeBob SquarePants	SPONGEBOB SQUAREPANTS Eps. 90	Registered	PAu3-116-242	3/26/2007
SpongeBob	SPONGEBOB SQUAREPANTS Friend or Foe?	Registered	PA 1-379-865	6/1/2007
SquarePants				
SpongeBob SquarePants	SPONGEBOB SQUAREPANTS Karate Island	Registered	PA 1-344-545	11/13/2006
SpongeBob	SPONGEBOB SQUAREPANTS Season 4 Volume 1	Registered	PA 1-370-857	1/16/2007
SpongeBob SquarePants				
SpongeBob SquarePants	SPONGEBOB SQUAREPANTS THE COMPLETE 3RD SEASON	Registered	PA1-322-752	11/23/2005
SpongeBob SquarePants	SPONGEBOB SQUAREPANTS Whale of a Birthday	Registered	PA 1-344-546	11/13/2006

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SpongeBob		Registered		
SquarePants	Spongebob Squarepants - 2002 Fall/Winter Apparel Guide	Registered	VA 1-239-967	
SpongeBob		Registered		
SquarePants	Spongebob Squarepants - 2002 Holiday Apparel Guide	Registered	VA 1-239-971	
SpongeBob		Registered		
SquarePants	Spongebob Squarepants - 2003 Spring Apparel Guide	Registered	VA 1-239-968	
SpongeBob		Registered		
SquarePants	Spongebob Squarepants - 2005 Character Art	Registered	VAu664-552	4/4/2005
SpongeBob		Registered		
SquarePants	Spongebob Squarepants - A Hero will rise styleguide '04	Registered	Vau-618-865	
SpongeBob		Registered		
SquarePants	Spongebob Squarepants - Absorbing Favorites 2007	Registered	VAU669-651	3/1/2006
SpongeBob		Registered		
SquarePants	Spongebob Squarepants - Art Supplement Spring 2001 - Styleguide	Registered	VA 1-050-199	
SpongeBob		Registered		
SquarePants	Spongebob Squarepants - Beyond Bikini Bottom	Registered	VA1-331-594* New#VAU692-350 (Discard Other	
SpongeBob		Registered		
SquarePants	Spongebob Squarepants - Fall 2007 Apparel Guide/Styleguide	Registered	VAu735-237	
SpongeBob		Registered		
SquarePants	Spongebob Squarepants - Hookbook Spring 2001 - Styleguide	Registered	VA 1-042-135	
SpongeBob		Registered		
SquarePants	Spongebob Squarepants - Lost in Time Art Supplement 2005	Registered	VAU-693-392	1/4/2006
SpongeBob		Registered		
SquarePants	Spongebob Squarepants - SB Fall 2006 Apparel Guide	Registered	VAU671-322	11/5/2006
SpongeBob		Registered		
SquarePants	Spongebob Squarepants - Soaking Up the Laughs '04	Registered	VAu622-897	
SpongeBob		Registered		
SquarePants	Spongebob Squarepants - Spongebob B-Movie Poster Program & 2005 (Registered	VAU683-688	4/7/2005
SpongeBob		Registered		
SquarePants	Spongebob Squarepants - Spongebob Guide for Grown Up Apparel	Registered	VAu619-976	

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SpongeBob SquarePants SpongeBob SquarePants SpongeBob SquarePants SpongeBob SquarePants	Spongebob Squarepants - Spongebob Show Jokes Guide Part 2 Spongebob Squarepants - Spring '05 Apparel Guide Spongebob Squarepants - Spring 2007 Apparel Guide Spongebob Squarepants - Spring 2008 Guide/Character Art	Registered Registered Registered Registered	VAU686-837 Vau619-636 VAU-669-652 VAu735-241	9/23/2005 3/1/2006
The Wild Thornberrys The Wild Thornberrys The Wild Thornberrys The Wild Thornberrys The Wild Thornberrys The Wild Thornberrys	THE WILD THORNBERRYS Home Video - A Thornberry Christmas WILD THORNBERRYS, THE Episdoe #016 - The Great Bangaboo WILD THORNBERRYS, THE Episode #001 - Iron Curtain WILD THORNBERRYS, THE Episode #011 - Eliza-cology WILD THORNBERRYS, THE Episode #014 - Nigel Knows Best" Wild Thornberrys - Styleguide (Media Kit - artwork & CD-Rom)	Registered Registered Registered Registered Registered Registered	PA 1-029-910 PA 1-008-128 PA 1-008-126 PA 1-008-127 PA 1-008-129 VA 1-041-966	3/20/2001 6/8/2000 6/8/2000 6/27/2000 6/12/2000 4/19/2000

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Rugrats	RUGRATS Episode - A Baby's Gotta Do What A Baby's Gotta Do (Vol.2)	Registered	PA 675-617	
Rugrats	RUGRATS Episode - Angelica The Divine	Registered	PA 715-339	11/26/1993
Rugrats	RUGRATS Episode - Chuckie The Brave	Registered	PA 715-338	6/16/1994
Rugrats	RUGRATS Episode - Tales From The Crib Volume 1	Registered	PA 675-611	6/16/1994
Rugrats	RUGRATS Episode #1 - Tommy's First Birthday	Registered	PA 944-730	11/26/1993
Rugrats	RUGRATS Episode #2 - Barbeque Story	Registered	PA 944-732	7/13/1999
Rugrats	RUGRATS Episode #3 - At The Movies	Registered	PA 944-729	7/13/1999
Rugrats	RUGRATS Episode #4 - Baby Commercial	Registered	PA 944-734	7/13/1999
Rugrats	RUGRATS Episode #5 - Beauty Contest	Registered	PA 944-733	7/13/1999
Rugrats	RUGRATS Home Video - Angelica Knows Best	Registered	PA 905-418	7/13/1999
Rugrats	RUGRATS Home Video - Chuckie the Brave	Registered	PA 902-275	8/25/1998
Rugrats	RUGRATS Home Video - Grandpa's Favorite Stories	Registered	PA 967-257	8/11/1998
Rugrats	RUGRATS Home Video - I Think I Like You	Registered	PA 989-703	12/15/1999
Rugrats	RUGRATS Home Video - Make Room for Dil	Registered	PA 987-051	5/15/2000
Rugrats	RUGRATS Home Video - Phil and Lil Double Trouble	Registered	PA 916-093	3/23/2000
Rugrats	RUGRATS Home Video - Return of Reptar	Registered	PA 891-515	8/11/1998
Rugrats	RUGRATS Home Video - Runaway Reptar	Registered	PA 987-050	6/15/1998
Rugrats	RUGRATS Home Video - Tales From The Crib	Registered	PA 967-258	3/23/2000
Rugrats	RUGRATS Homevideo - Tales from The Crib - Snow White	Registered	PA 967-258	12/15/1999
Rugrats	RUGRATS Pilot Episode	Registered	Pau3-004-962	11/18/2005
Rugrats	The Rugrats Movie - Styleguide	Registered	PAu 2-299-518	6/17/1998
Rugrats	Totally Angelica - Rugrats Apparel Style Guide	Registered	Vau432-968	
Rugrats	Rugrats - Hookbook Fall/Winter 2000 Apparel Style Guide	Registered	VA 1-019-595	
Rugrats	Rugrats - Hookbook Spring Forward 2000 Apparel Style Guide	Registered	VA 1-019-594	
Rugrats	Rugrats - Major League Baseball Art - Press Art	Registered	VA 1-019-593	
Rugrats	Rugrats - Styleguide	Registered	VA 1-037-236	
Rugrats	Rugrats - Styleguide	Registered	Vau281-067	
Rugrats	Rugrats Comic Adventures - Volume #1, Issue #7	Registered	VA 921-52	
Rugrats	Rugrats Comic Adventures - Volume #1, Number 1	Registered	TX 5-385-857	7/24/2001
		Registered	TX 5-404-943	7/24/2001

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Rugrats	Rugrats Holiday 1999 Apparel Style Guide	Registered	VA 990-996	6/25/1999
Rugrats	Rugrats in Paris - Press Art	Registered	VA 1-006-972	4/19/2000
Rugrats	Rugrats in Paris - The Movie Apparel Guide 2000 (Styleguide)	Registered	VA 1-050-200	4/19/2000
Rugrats	Rugrats Packaging Guidelines	Registered	VA 518-569	2/21/2001
Rugrats	Rugrats Spring 2000 Apparel Style Guide	Registered	VA 990-495	6/25/1999
Jimmy Neutron	Jimmy Neutron Boy Genius Character Artwork (Carl)	Registered	VA 1-111-864	10/9/2001
Jimmy Neutron	Jimmy Neutron Boy Genius Character Artwork (Cindy)	Registered	VA 1-111-863	10/9/2001
Jimmy Neutron	Jimmy Neutron Boy Genius Character Artwork (Goddard)	Registered	VA 1-111-868	10/9/2001
Jimmy Neutron	Jimmy Neutron Boy Genius Character Artwork (Hugh Neutron)	Registered	VA 1-111-866	10/9/2001
Jimmy Neutron	Jimmy Neutron Boy Genius Character Artwork (Jimmy Neutron)	Registered	VA 1-111-867	10/9/2001
Jimmy Neutron	Jimmy Neutron Boy Genius Character Artwork (Judy Neutron)	Registered	VA 1-111-861	10/9/2001
Jimmy Neutron	Jimmy Neutron Boy Genius Character Artwork (Libby)	Registered	VA 1-111-862	10/9/2001
Jimmy Neutron	Jimmy Neutron Boy Genius Character Artwork (Nick)	Registered	VA 1-111-860	10/9/2001
Jimmy Neutron	Jimmy Neutron Boy Genius Character Artwork (Sheen)	Registered	VA 1-111-865	10/9/2001
Jimmy Neutron	Jimmy Neutron Boy Genius - Promotions Marketing Creative Guidelin	Registered	VA 1-105-043	10/9/2001
Jimmy Neutron	Jimmy Neutron Boy Genius - Packaging Guidelines	Registered	VA 1-110-980	10/9/2001
Jimmy Neutron	The Adventures of Jimmy Neutron Boy Genius - Holiday 2002 Supplem	Registered	VA 1-239-972	9/9/2003
Jimmy Neutron	The Adventures of Jimmy Neutron Boy Genius - Fall 2003 Apparel Guid	Registered	VA 1-239-973	9/9/2003